

**Maine Revised Statutes**  
**Title 18-A: PROBATE CODE**  
**Article :**

**§5-916. JUDICIAL RELIEF**

(a). The following persons may petition the Probate Court or the Superior Court for the county in which either the principal or the agent resides to construe a power of attorney or review the agent's conduct and grant appropriate relief:

- (1). The principal or the agent; [ 2009, c. 292, §2 (NEW); 2009, c. 292, §6 (AFF) . ]
- (2). A guardian, conservator or other fiduciary acting for the principal; [ 2009, c. 292, §2 (NEW); 2009, c. 292, §6 (AFF) . ]
- (3). A person authorized to make health care decisions for the principal; [ 2009, c. 292, §2 (NEW); 2009, c. 292, §6 (AFF) . ]
- (4). The principal's spouse, registered domestic partner, parent or descendant; [ 2009, c. 292, §2 (NEW); 2009, c. 292, §6 (AFF) . ]
- (5). An individual who would qualify as a presumptive heir of the principal; [ 2009, c. 292, §2 (NEW); 2009, c. 292, §6 (AFF) . ]
- (6). A person named as a beneficiary to receive any property, benefit or contractual right on the principal's death or as a beneficiary of a trust created by or for the principal that has a financial interest in the principal's estate; [ 2009, c. 292, §2 (NEW); 2009, c. 292, §6 (AFF) . ]
- (7). A governmental agency having regulatory authority to protect the welfare of the principal; [ 2009, c. 292, §2 (NEW); 2009, c. 292, §6 (AFF) . ]
- (8). The principal's caregiver or another person that demonstrates sufficient interest in the principal's welfare; and [ 2009, c. 292, §2 (NEW); 2009, c. 292, §6 (AFF) . ]
- (9). A person asked to accept the power of attorney. [ 2009, c. 292, §2 (NEW); 2009, c. 292, §6 (AFF) . ]

[ 2009, c. 292, §2 (NEW); 2009, c. 292, §6 (AFF) . ]

(b). Upon motion by the principal, the court shall dismiss a petition filed under this section, unless the court finds that the principal lacks capacity to revoke the agent's authority or the power of attorney.

[ 2009, c. 292, §2 (NEW); 2009, c. 292, §6 (AFF) . ]

**SECTION HISTORY**

2009, c. 292, §2 (NEW). 2009, c. 292, §6 (AFF).

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